THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION No: 28156 of 2005

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DATED: 03.01.2006

Between:

Katta Anitha

... PETITIONER

AND

The Revenue Divisional Officer,

Kavali, Nellore District & another.

... RESPONDENTS

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION No: 28156 of 2005

ORDER:-

This writ petition is filed to declare the proceedings, dated 24.12.2005, of the 1st respondent in cancelling the authorization of the petitioner as fair price shop dealer of Allurpet village, Allur Mandal, Nellore District, as illegal, arbitrary and contrary to the principles of natural justice and consequently set aside the same.

Heard the learned counsel appearing for the petitioner and the learned Government Pleader for Civil Supplies.

Admittedly, right of appeal is provided before the Joint Collector. Though the petitioner has raised several grounds about the legality and validity of the order impugned, I am of the opinion that when there is a right of appeal, it is just and necessary to raise all these contentions before the appellate authority.

Accordingly, writ petition is dismissed with a liberty to the petitioner to file an appeal along with an application for granting stay by raising all the questions raised in this writ petition. No order as to costs.

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03.01.2006

ES